

**WOOD, HERRON & EVANS, L.L.P.**

BRUCE ITTEL  
DONALD F. FREI  
DAVID J. JOSEPHIC  
DAVID S. STALLARD  
J. ROBERT CHAMBERS  
GREGORY J. LUNN  
KURT L. GROSSMAN  
CLEMENT H. LUKEN, JR.  
THOMAS J. BURGER  
GREGORY F. AMRENS  
WAYNE L. JACOBS  
KURT A. SUMME  
KEVIN G. ROONEY  
KEITH R. HALPT  
THEODORE R. REMAKUS  
THOMAS W. HUMPHREY  
SCOTT A. STINEBRUNER  
DAVID H. BRINKMAN  
BEVERLY A. LYMAN, PH.D.  
KRISTI L. DAVIDSON

2700 CAREW TOWER  
441 VINE STREET  
CINCINNATI, OHIO 45202-2817  
TELEPHONE: 513-241-2324  
FACSIMILE: 513-241-6234  
WEBSITE: www.whoepstant.com

PATENT, TRADEMARK, COPYRIGHT  
AND UNFAIR COMPETITION LAW  
AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968  
TRUMAN A. HERRON 1935-1978  
EDWARD B. EVANS 1938-1971

JOSEPH R. JORDAN  
C. RICHARD EBY  
DAVID E. PRITCHARD

KATHRYN E. SMITH  
P. ANDREW BLATT, Ph.D.  
DAVID E. JEFFERIES  
WILLIAM R. ALLEN, Ph.D.  
JOHN PAUL DAVIS  
DOUGLAS A. SCHOLER  
BRETT A. SCHATZ  
DAVID W. DORTON  
SARAH OTTE GRABER  
STEVEN W. BENINTENDI, Ph.D.  
RANDALL S. JACKSON, JR.

OF COUNSEL  
JOHN D. POFFENBERGER  
THOMAS W. FLYNN  
J. DWIGHT POFFENBERGER, JR.

**RECEIVED**  
**CENTRAL FAX CENTER**

**JUN 24 2005**

June 24, 2005

**FACSIMILE COVER SHEET**

To: Examiner Thong H. Vu  
Art Unit 2142  
Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22213-1450

Fax: 703-872-9306

Enclosures:

Fax Cover Sheet containing Certificate of  
Facsimile Transmission (1 page)  
Transmittal containing Certificate of  
Facsimile Transmission and Authorization  
to Charge Deposit Account 23-3000 in the  
amount of \$120.00 for the One-Month  
Extension of Time Fee (2 pages)  
Amendment and Response (14 pages)

From: Scott A. Stinebruner  
Reg. No. 38,323

Re: U.S. Patent Application  
Serial No. 08/818,158; Appcal No.  
2003-0451  
Filed: March 14, 1997  
Applicant: Gregory P. Andrews et al.  
Art Unit: 2142  
Confirmation No.: 9157  
Our Ref: IBM/162

Pages: 17 (including cover sheet)

**RECEIVED**  
**OIPE/IAP**

**JUN 27 2005**

**MESSAGE/COMMENTS  
OFFICIAL****CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence and the enclosures noted herein (17 total pages, including cover sheet) are being transmitted via facsimile transmission to Examiner Thong H. Vu, Art Unit 2142, Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22213-1450 at 703-872-9306 on June 24, 2005.

*Judith L. Volk*  
Judith L. Volk

*June 24, 2005*  
Date

The information in this facsimile message is ATTORNEY-CLIENT PRIVILEGED, WORK PRODUCT and/or CONFIDENTIAL INFORMATION intended only for the use of the individual or entity to whom this message is addressed. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination, distribution or reproduction of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via mail. Thank you. If transmission is interrupted or of poor quality, please notify us immediately by calling (513) 241-2324 and ask for the sender's assistant. OUR FAX NUMBER IS (513) 241-6234.

**PATENT**

Att'y Docket No. IBM/162/124  
Confirmation No. 9157

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence and the enclosures noted herein (17 total pages, including cover sheet) are being transmitted via facsimile transmission to Examiner Thong H. Vu, Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 at 703-872-9306 on June 24, 2005.

Judith L. Volk  
Judith L. Volk

June 24, 2005  
Date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Gregory P. Andrews et al. Art Unit: 2142  
Serial No.: 08/818,158; Appeal No. 2003-0451 Examiner: Thong H. Vu  
Filed : March 14, 1997  
For : A COMPONENT DOWNLOAD SELECTION MECHANISM FOR WEB BROWSERS

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT TRANSMITTAL**

1. ☒ Transmitted herewith is an Amendment and Response.
2. ☐ Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.  
☐ Enclosed is a verified statement to establish Small Entity status  
☒ Other than a Small Entity
3. The fee has been calculated as shown below:

**CALCULATION OF FEES**

Fee:	Number of Claims After Amendment:		Previously Paid For:	No. Extra:	At Rate:	Amount:
Total Claims	36	minus	38	0	\$50	\$0.00
Independent Claims	6	minus	6	0	\$200	\$0.00
MULTIPLE DEPENDENT CLAIM FEE					\$360	\$0.00
TOTAL FEE FOR CLAIMS:						\$0.00

- ☒ No additional fee for claims is required.

Page 1 of 2  
Serial No. 08/818,158; Appeal No. 2003-0451  
Transmittal for Amendment of June 24, 2005  
IBM Docket: RO996141  
WH&E IBM/162  
e-Service/Accession Transmitted to 3-2-05 OA repd

PAGE 2/17 \* RCVD AT 6/24/2005 4:23:22 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-1/1 \* DNIS:8729306 \* CSID:513 241 6234 \* DURATION (mm-ss):05-32

06/27/2005 SFELEKE1 00000044 233000 08818158

01 FC:1251 120.00 DA

4. ☐ Attached is a check in the sum of \$\_\_\_\_\_ for additional claims.  
☐ Please charge my Deposit Account No. 23-3000 in the amount of \$\_\_\_\_\_.
5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply. Complete (a) or (b) as applicable.

- ☒ (a) Applicants petition for an extension of time under 37 CFR 1.136 for the total number of months checked below:

	Ext. Mos.	Large entity	Small entity
<input checked="" type="checkbox"/>	one month	\$ 120.00	\$ 60.00
<input type="checkbox"/>	two months	\$ 450.00	\$ 225.00
<input type="checkbox"/>	three months	\$1,020.00	\$ 510.00
<input type="checkbox"/>	four months	\$1,590.00	\$ 795.00
<input type="checkbox"/>	five months	\$2,160.00	\$1,080.00

Extension fee due with this request:

\$ 120.00

Method of Payment: Please Charge Deposit Account 23-3000 in the amount of \$ 120.00

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

- ☐ An extension for \_\_\_\_\_ months has already been secured and the fee paid thereof of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$\_\_\_\_\_.

OR


- ☐ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

6. ☒ If any additional fee for claims or extension of time is required, charge Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By:

  
 Scott A. Stinebruner  
 Reg. No. 38,323

2700 Carew Tower  
 441 Vine Street  
 Cincinnati, Ohio 45202-2917  
 Telephone: (513) 241-2324  
 Facsimile: (513) 241-6234

**Enclosed:**

Fax Cover Sheet containing Certificate of Facsimile Transmission (1 page)  
 Transmittal containing Certificate of Facsimile Transmission and Authorization to Charge Deposit Account 23-3000 in the amount of \$120.00 for the One-Month Extension of Time Fee (2 pages)  
 Amendment and Response (14 pages)

Page 2 of 2  
 Serial No. 08/818,153; Appeal No. 2003-0451  
 Transmittal for Amendment of June 24, 2005  
 IBM Docket: R0996141  
 WHERE IBM/162  
 K:\043\Amendments\Transmittal\03-2-05\0451.ppt

PATENT

IBM/162  
Confirmation No. 9157**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Gregory P. Andrews et al.      Art Unit: 2142  
Serial No.: 08/818,158      Examiner: Thong H. Vu  
Filed: March 14, 1997      Atty. Docket No.: IBM/162  
For: A COMPONENT DOWNLOAD SELECTION MECHANISM FOR WEB  
BROWSERS

**AMENDMENT AND RESPONSE**

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RECEIVED**  
CENTRAL FAX CENTER

JUN 24 2005

Sir:

In reply to the Office Action dated March 2, 2005, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 9 of this paper.

Page 1 of 14  
Serial No. 08/818,158  
Amendment and Response dated June 24, 2005  
Reply to Office Action of March 2, 2005  
IBM Docket RC996141  
WI 12/E IBM/162  
K:\IBM\162\Amendment and Response to 3-2-05 OA.wpd